

File Start Date: October 20 to November 20, 1982DateDescription

Nov. 19

A telephone call to Mr. Steve Fitzhugh, Director of Operators, Symrna Airport, revealed the following:

1. The tank leased by Saad a few years ago has a 1,000,000 gallon capacity and as of this date the tank is 90% full.
2. The contents of the tank are thought to be about 1/5 oil and 4/5 wastewater.
3. The contents will require some treatment before they can be discharged to a sewer plant.
4. Fitzhugh wants to get rid of the waste material stored in the tank.
5. The airport authority arranged for and paid for the fixing of the leak and clean-up of the soil around the tank; steps that the court ordered Saad to take in April, 1980.
6. Fitzhugh said that when Saad used the tank it appeared to him (Fitzhugh) that Saad purposely ran the tank over to spill waste on the ground around the tank inside the berm.

DR/wsm/1-2

File Start Date: Saad Case - December 1982 Update

<u>Date</u>	<u>Description</u>
Nov. 29th	WQC received notice from OGC that the Citizen's Complaint hearing before the WQC Board scheduled for December 1, 1982 would be continued pending clarification of the complaint.
Dec. 3rd	DRR called Steve Fitzhugh, Metro Airport Authority Director of Operations, to provide address and phone number of Holston Fuel Company a potential buyer of waste oil stored in the 1,000,000-gallon Smyrna airport tank. Mr. Fitzhugh was told to contact OGC for information relative to the bankruptcy fund that might be available for the clean-up of the Smyrna tank.
Dec. 20th	RDC received notice from Donald Cowan of the latter's intent to discharge 110,000 gallons of wastewater stored in five tanks at Saad's Trousdale Drive facility into the Metro sewer pursuant to a permit obtained from the Metro Sewer Department.
Dec. 21st	DRR called on officials of the Metro Water and Sewer Department to discuss the discrepancies in analytical data relative to Saad's wastewater. The Metro Sewer authorities revoked their permit of the discharge pending authorization from TDPH.
Dec. 21st	OGC (RDC) issued letter to Mr. Saad and Mr. Cowan declaring that the proposed discharge of Saad's wastewater is subject to the terms of Chancellor High's Order on Petition for Contempt. In essence, either Cowan or Saad needed to obtain authorization for the discharge from TDPH before the discharge could be carried out.
Dec. 28th	Mr. Cowan submitted a written request for authorization to discharge 110,000 gallons of Saad's wastewater to the metro sewer.
Dec. 30th	DEL issued authorization to Donald Cowan to discharge a 110,000 gallon batch of Saad's wastewater to the metro sewer. This authorization stipulated the following conditions:

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1. The discharge must follow the protocol set forth in the letter to Robert Carnahan from Wayne McCoy dated December 13, 1982.
2. The discharge must meet the permit conditions stipulated in the letter to you from the Metro Department of Water and Sewage services dated December 17, 1982.
3. The grab samples to be collected during the random visits of a representative of Resource Consultants shall be analyzed for total organic halogens(as C1) and reported to this Department in a timely manner.

DRR/wsm/3-6

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Nov. 1	A letter was sent to Saad to clear up any misunderstanding with regard to Saad's operating his Trousdale Rd. facility. In essence, Saad was told that he did not have written authorization to bring any waste material onto his Trousdale Property or ship any waste material from his facility. He was cautioned that if he did so he would be in direct violation of the court order.
Nov. 9	Attorney Richard King called to request a meeting with Public Health officials to discuss his client's responsibilities should his client lease the Saad facility on Trousdale Drive for the purpose of processing waste oil. A meeting was scheduled for November 12.
Nov. 12	Attorney Richard King, his clients Mr. Don Cowan, Sr. and Don Cowan, Jr. visited the office to discuss the leasing of the Saad facility on Trousdale with Don Rima (WQC), Dan Crouse (OGC), Bob Slayden (WQC), Norm Travis (SWM), Terry Cothron (EHS), and Omar Walton (NBO). Mr. Cowan was informed of the court ordered action with respect to the waste stored in the tanks and with the EPA investigation now in progress. He was told that "changing the name on the mailbox" did not absolve Saad or the subleasee of the responsibility to dispose of the waste in a manner approved by this Department.
Nov. 15	It was learned that Mr. Cowan's reputation as a businessman is not entirely above reproach.
Nov. 15	An exchange of correspondence between OGC and EMQ focused on the conflicting views between the two organizations as reflected by the November 1 letter to Saad.
Nov. 17	Mr. Cowan expressed his dissatisfaction in not being allowed to spread the wastewater in storage at the Trousdale facility on dusty roads.